

REMARKS

The examiner has requested election of one of the following groups:

Group I – Claims 82-108 which are drawn to a mammalian cell comprising an expression cassette and a siRNA targeted to a Huntington's Disease gene comprising a first and second strand 15-30 nucleotides in length.

Group II – Claim 109-119 which are drawn to a method for performing Huntington's Disease gene silencing in a mammal comprising administering an expression cassette comprising a siRNA targeted to a Huntington's Disease gene comprising a first and second strand 15-30 nucleotides in length.

In response to this Restriction Requirement, Applicant elects Group I directed to claims 82-108.

Promoters

The Examiner has also indicated that the application contains claims directed to more than one species of the generic invention, and that the species are as follows: Claims 94 and 113, drawn to CMV, RSV, pol II or pol III promoters. The Examiner indicated that one species must be elected. The Examiner indicated that claims 91, 98 and 110 are generic to the species of promoters. In response to this election of species requirement, Applicant elects a **pol II promoter**, and the claims readable on this election in the elected Group I are claims 91-94. Even though claim 110 is generic to this election requirement regarding promoters, it is not in the elected Group I. If the withdrawn claims 109-119 of Group II were to be rejoined to Group I, then claims 110-113 would be readable on this election.

Vectors

The Examiner has also indicated that the application contains claims directed to more than one species of the generic invention, and that the species are as follows: Claims 99, 100 and 117-119, drawn to vectors. The Examiner indicated that one species must be elected. In response to this election of species requirement, Applicant elects an **AAV vector**, and the claims readable on this election in the elected Group I are claims 98-100. Even though claims

Applicant : Beverly L. Davidson et al.
Serial No. : 10/522,954
Filed : October 21, 2008
Page : 3 of 3

Attorney's Docket No.: 17023.045US2

117-119 are generic to this election requirement regarding vectors, it is not in the elected Group I. If the withdrawn claims 109-119 of Group II were to be rejoined to Group I, then claims 117-119 would be readable on this election.

The Examiner is invited to contact Applicant's Representative at the below-listed telephone number if there are any questions regarding this Response or if prosecution of this application may be assisted thereby. If necessary, please charge any additional fees or credit overpayment to Deposit Account No. 50-3503. If any extensions of time are needed for timely acceptance of papers submitted herewith, Applicant hereby petitions for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extension fees to Deposit Account 50-3503.

Respectfully submitted,

Beverly L. Davidson et al.

By their Representatives,

Viksnins Harris & Padys PLLP


Customer Number 53137

PO Box 111098

St. Paul, MN 55111-1098

(952) 876-4091

Date: 4 February 2010

By: 
Ann S. Viksnins
Reg. No. 37,748